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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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REV KASEY HOFFMANN,

Plaintiff,

Case No. 3:16-cv-00304-RCJ-WGC

6

v.

**REPORT & RECOMMENDATION OF
U.S. MAGISTRATE JUDGE**

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RAIL CITY, et. al.,

Defendants.

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12 Plaintiff previously filed an application to proceed in forma pauperis (IFP) (Electronic
13 Case Filing (ECF) No. 1) and pro se complaint (ECF No. 1-1). On August 4, 2016, the court
14 advised Plaintiff that it was unable to determine whether he is permitted to proceed IFP under
15 28 U.S.C. § 1915(b) because the documentation provided did not set forth his average monthly
16 deposits or average monthly balance in his Shasta County Jail account. As a result, the court
17 denied Plaintiff's IFP application without prejudice and afforded him thirty days to submit a
18 completed application with a certified copy of his trust fund account statement for the six month
19 period immediately preceding the order. As of today's date, Plaintiff has not submitted the
20 documentation. Therefore, it is recommended that this action be **DISMISSED**.

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1 Plaintiff should be aware of the following:

2 1. That he may file, pursuant to 28 U.S.C. § 636(b)(1)(C), specific written objections to
3 this Report and Recommendation within fourteen days of receipt. These objections should be
4 titled "Objections to Magistrate Judge's Report and Recommendation" and should be
5 accompanied by points and authorities for consideration by the district judge.

6 2. That this Report and Recommendation is not an appealable order and that any notice of
7 appeal pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure should not be filed
8 until entry of judgment by the district court.

9 Dated: September 7, 2016.

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11 WILLIAM G. COBB
12 UNITED STATES MAGISTRATE JUDGE

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